

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

SANDRA CARDONA,

Case No.: 0:24-cv-61337-AHS

Plaintiff,

v.

NUTRITION FORMULATORS, INC., and  
EMPLOYMENT SOLUTIONS OF NEW  
YORK, INC.,

Defendants.

\_\_\_\_\_ /

**PLAINTIFF’S NOTICE OF DISCOVERY DISPUTE**

Plaintiff, SANDRA CARDONA (“Plaintiff”), pursuant to Section II-C of the Court’s Discovery Procedures Order [D.E. 14], hereby files a Notice of Discovery Dispute against Defendant NUTRITION FORMULATORS, INC. (“NF”) describing the nature of the parties’ discovery dispute, the discovery deadline, the parties’ efforts made to confer, the parties’ dates of availability, and the amount of time needed for hearing.

**I. Nature of Discovery Dispute**

1. The parties dispute whether NF’s non-party subpoena *duces tecum* to AT&T Wireless is relevant, violates Plaintiff’s privacy rights, is overly broad, and requests information or records that can be obtained by less intrusive means.

2. The parties dispute whether NF’s non-party subpoenas *duces tecum* to Plaintiff’s replacement employers—to wit, Keystaff Inc., Funtrition LLC, Bolton Medical, Inc. d/b/a Terumo Aortic, and Sentry Manufacturing Inc.—violate Plaintiff’s personal right with respect to information contained in her employment records, seek relevant information, are a tool for harassment, and requests information or records that can be obtained by less intrusive means.

**II. Discovery Deadline**

The case's discovery deadline is March 28, 2025.

**III. Efforts to Confer**

Prior to the filing of the instant Notice, the parties conferred both by telephone conference and then by email in an effort to resolve their dispute, but their efforts were unsuccessful.

**IV. Dates of Availability**

Counsel for all parties are available at any time on either January 14, January 16, or January 17 of the current year for a hearing regarding this discovery dispute.

**V. Time Needed for Hearing**

The parties anticipate that they will need thirty (30) minutes for a hearing regarding this discovery dispute.

**VI. Certificate of Conferral**

I hereby certify that undersigned counsel for the moving party has conferred with all opposing counsel on all issues raised in this Notice of Discovery Dispute and confirmed all opposing counsel's availability on the proposed hearing dates.

Respectfully submitted,

**DEREK SMITH LAW GROUP, PLLC**

/s/ Daniel J. Barroukh  
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**CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing document is being served on this 6th day of January, 2025, on all counsel of record on the service list below via transmission of Notices of Electronic Filing generated by CM/ECF.

*/s/ Daniel J. Barroukh*  
Daniel J. Barroukh, Esq.

**SERVICE LIST**

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